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***Class Counsel***

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

KIM ALLEN, LAINIE RIDEOUT, and  
KATHLEEN HAIRSTON, on behalf of  
themselves, all others similarly situated,  
and the general public,

Plaintiffs,

v.

SIMILASAN CORPORATION,

Defendant.

Case No. 3:12-cv-00376-BAS-JLB  
CLASS ACTION

**DECLARATION OF RONALD A.  
MARRON IN OPPOSITION TO  
DEFENDANT'S MOTION TO  
DECERTIFY CLASSES**

Judge: Hon. Cynthia A. Bashant  
Date: October 13, 2015  
Room: 4B (Schwartz Courthouse)

**NO ORAL ARGUMENT UNLESS  
REQUESTED BY THE COURT**

Complaint filed: February 10, 2012  
Trial Date: March 29, 2016

1 I, Ronald A. Marron, declare as follows:

2 1. I am an attorney at the Law Office of Ronald A. Marron, APLC, counsel  
3 for Plaintiffs and the Class in this action. I am a member in good standing of the  
4 State Bar of California; the United States District Courts for the Northern, Central,  
5 Eastern, and Southern Districts of California; and the Ninth Circuit Court of  
6 Appeals. I have personal knowledge of the matters set forth herein, and if called  
7 upon to do so, I could and would testify competently thereto.

8 2. I submit this declaration in Opposition to Defendant Similasan  
9 Corporation's Motion to Decertify Classes (Dkt. No. 164).

10 3. Attached hereto as **Exhibit 1** is a true and correct copy of the FTC Staff  
11 Comments submitted to the FDA in Response to a Request for Comments Related to  
12 its Public Hearing on Homeopathic Product Regulation: Evaluating the Food and  
13 Drug Administration's Regulatory Framework After a Quarter-Century, dated  
14 August 21, 2015.

15 4. Attached hereto as **Exhibit 2** is a true and correct copy of the FDA  
16 Online Label Repository, available at <http://labels.fda.gov/> (last visited Sept. 28,  
17 2015).

18 5. Attached hereto as **Exhibit 3** is a true and correct copy of the Order on  
19 Mot. for Summary Judgment in *Forcellati, et al. v. Hyland's, Inc., et al.* (CV 12-  
20 1983-GHK (MRWx), dated January 12, 2015.

21 6. Attached hereto as **Exhibit 4** is a true and correct copy of the Food and  
22 Drug Administration's Compliance Policy Guide § 400.400 ("CPG"), which applies  
23 to the Products in this case.

24 7. Attached hereto as **Exhibit 5** is a true and correct copy of excerpts of the  
25 deposition of Laura Stamm, dated August 19, 2015.

26 8. Attached hereto as **Exhibit 6** is a true and correct copy of excerpts of the  
27 deposition of Peter Fisher, dated August 18, 2015.

28 9. Attached hereto as **Exhibit 7** is a true and correct copy of excerpts of the

1 deposition of Robert Field, dated August 19, 2015.

2 10. Attached hereto as **Exhibit 8** is a true and correct copy of excerpts of the  
3 deposition of Hal Poret, dated August 18, 2015.

4 I declare under penalty of perjury under the laws of the United States of  
5 America that the foregoing is true and correct.

6 Executed this 29<sup>th</sup> day of September 2015 in San Diego, California.

7  
8 /s/ Ronald A. Marron

9 By: RONALD A. MARRON

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